Nine Jurors Convinced of Guilt Allowed to Serve.

DEFENCE SEEMS HOPELESS

Prosecutor Declares He Har Three Confessions of Murder of Marie Smith.

greehold, N. J. April 17.-Few questions asked witnesses for the state by on November 9 began to-day. It is considered that the lawyers appointed by the sourt, former Judge William T. Hoffman and A. J. C. Stokes, consider the fight a

it took just 1 hour and 25 minutes to ob ry to try Heidemann. During this time forty-seven talesmen were ex-The most remarkable part of the each case the man was asked if he had on of the guilt or innocence of the out of the twelve men They all admitted, however, that with sufscient evidence to the contrary, they would

shows on the table, covered his face with as handkerchief and both hands and wept

He made Heidemann's acsoon after his arrival in New York, and remained with him day and night ther until his arrest on a train at

got it, as he was chiefs. re in Canton, Ohio, and n mines in the West and killso an article was in

Italian laborer who stopped him eden and Philadelphia, and fear he would inform the

it is alleged, the murder

A third confession was made in the county jail here, it is tended to resign.

wases called and Mrs. Smith was so overne when the child's clothing was introation or a fractured skull from a blow on not speak.

for Otto H. Schultze, of No. 47 West 58th | Chief Croker said:

General Sickles Bought Cub from Circus for \$250.

Seneral Daniel E. Sickles, one of the few surpring corps commanders of the two strains armies that began their five years are consistent advocate. The encourage attempts the spirit of the lion hearted veteran. For some time past the Princess Lwoff Sarden, and became deeply enamoured of a little from cub, born some six weeks ago about a week before the show came to the Garden. She made repeated efforts to purchase the cub from the proprietors, but they declined to sell it. It was an unusual to the land armies of the lion hearted veteran. For some time past the Princess Lwoff Sarden, and became deeply enamoured of a little from cub, born some six weeks ago about a week before the show came to the Garden. She made repeated efforts to purchase the cub from the proprietors, but they declined to sell it. It was an unusual to the land are to deficiency and are keeping to the demands made upon the measure of five have been paying too little attention to the vital matter of five prevention, of which I have for years been a consistent advocate. The end of the wast in the unit of the lion hearted veteran. For some time past the Princess Lwoff sarden, and became deeply enamoured of a little from cub, born some six weeks ago about a week before the show came to the Garden. She made repeated efforts to purchase the cub from the proprietors, but they declined to sell it. It was an unusual to the first the spirit of the lion heart of the lion cub, born some six weeks ago about a spirit of the lion cub, born some six weeks ago about a first should pay her table that the should pay her table the vast of the vast in the vast in the training of the which cannot be realized save by those unfortunates whose relatives and friends have succumbed in many deplorable calamities.

It has been my observation that a large majority of fires arise from preventable of the proprietors and that if proper fire prevention mendous decrease in the fire wasts a loss to the inexperienced most incompreh

Be General Sickles nothing, and offered on paying the price fixed-\$250. he general went to the Garden yesterday dtation he finally consented to be notographed with the little "king of ani-

when handed to the general settled himself | time. lown in his lap and purred like a kitten. He began with Engine Company 24, in and held its annual meeting and election in

the paim room menagerie.

TRAIN HITS AUTO: TWO DIE

eveland, April 17.-W. S. Gorton, secre- appointed on April 28, 1969. He has comary and general manager of the Standard manded the fleet of fire boats which guard Company, and his chanffeur, 541 miles of waterfront.

HEIDEMANN ON TRIAL CHIEF CROKER RESIGNS

leaving a lot of good, brave men, who have stood shoulder to shoulder with me for twenty-seven years."

April 14, and it is understood that Chief Croker was asked to withhold it until yesterday. The Mayor, however, refused to make any comment on this or on Croker's retirement. The letter fol-

suant to the provisions of Sectif the charter of New York City, a mpliance therewith, I hereby respensive application to be retired a seed from the uniformed force a counsel for Frank E. Heldemann, a Ger-geunsel for Frank E. Heldemann, a Ger-geunsel for Frank E. Heldemann, a Ger-geunsel for Frank E. Heldemann, a Ger-man florist, whose trial for the murder of man florist, whose trial florist and the floridate of the floridate an annual pension of one-half of my pres-

> In accepting the resignation Commis sioner Waldo wrote:

making application to be should have decided to

For Chief Croker's benefit the pay of John S. Applegate at the forenoon the head of the uniformed force was art charging Heidemann with made \$10,000 a year, and as he has had twenty-seven years' service, the last twelve as chief, the Commissioner was an attempt to obtain a confession and the pension at \$6,000 Commissioner be employed were revealed by Waldo makes Chief Croker receive about half of what he had as chief, there having been some perquisites for memberyear, which is \$500 less than is received flames roared flercely. by the deputy chief in charge of Brooklyn and Queens. Thomas Lally, who is inheritance and that he would in a class by himself among the deputy

Immediately after the retirement nounced that Deputy Chief John Kenlon, in charge of the marine service of the department, would be acting chief until the vacancy was filled by the regular Neumeister while at Joseph B. Martin, James J. McCartney, fake murder, shooting Richard W. Callaghan, William T. Biggin, Thomas R. Langford, John Kenlon, Thomas Lally, J. F. Murray, Frederick W. Gooderson, John O'Hara, Patrick Maher and William Guerin.

At a luncheon a week ago Commis-Kenlon would be appointed acting chief form by a detective on the opposite side day when the announcement of Croker's retirement was made, to show that the head of the department at least was not the City Hall that the Mayor had known were made out against the chief, and he for some time that Chief Croker in-

A friend of the chief's said that Croker Deputy County Clerk Taylor and Ray had talked of resigning for several secon was taken down in shorthand Washington street fire, in which two to oust Croker and afterward typewritten, and was then firemen were killed and from which there rumors that his days as chief were numresulted an inquiry, in which the chief bered. Through the two terms of Nicholas the members of his staff. The staff will be paroled Peter and Nora Smith, parents of the was censured by three of his deputies. J. Hayes as Commissioner through the surdered child, were among the first wit- Croker had told his friends that he was terms of John H. O'Brien and of Francis J. being constantly harassed and that the some was the child's crothing was have ground was being cut from under his the name of his successor was on the lips nected from the room. Dr. Earle C. Wag- feet by department politics. It was well of many, but each time he declared that he Joseph Ackerman, of Asbury known that for a long time he was not would never quit while any one was trying told of the condition of the body. on friendly terms with Commissioner to get rid of him.

Dr. Otto H. Schultze, of No. 47 West 15th street, and Dr. William M. Bishop, of No. 51 Madison avenue, both of New York, it is only after long and careful consideration of the body as found by them when it was taken from Helv Cross Cemetery, Brooklyn, on December 15. All five physicians agreed that an attempt at a criminal assault had been made.

Counsel for the defence will offer no witnesses, it is expected, it being understood they consider it their dury only to see that Heldemann has a fair trial.

GIVES LION TO PRINCESS

Chief Croker said:

It is only after long and careful considered to tender my resignation and retire as chief of the New York Fire Department. While such action on my part is accompanied by feelings of the keenest regret at separating from the brave and splendid body of officers and men forming the Fire Department of this city, which has been and all ways will be my special pride, I feel that it has been and all the public, which has so long honored me with its support and confidence.

My long experience in the Fire Department have come to admire, if not to love him. More than once he has received testimonials of their regard on one or another of his anniversaries. Even his worst enemies acknowledge his brave reached a hugh state of efficiency and are keeping.

ment devoted to the matter of the prevention. Our laws on the subject are not and cannot be specialized to completely cover any particular building or business, although they can be made broad enough in their general application to go a great way toward partly slowing the problem. It must become either the duty or the opportunity of some other agency to complete that on all their general slowled and partly slowed and legal regulations must necessarily fall to accomplish completely, and to that end my efforts will be put forth.

Aged and Initrm, to be paid after the death of his wife; \$2.60 to the First Universalist Missionary \$2.50 to the First Universalist Missionary Society for its industrial school, to be paid upon the probate of the will.

To his wife, Mrs. Sarah D. Cooper, the testator left \$2.60 to the First Universalist Missionary toward partly solving the problem. It must become either the duty or the opportunity of some other agency to complete that the properties and partly solving the problem. It must become either the duty or the opportunity of some other agency to complete that the problem is industrial school, to be paid upon the probate of the Will.

To his wife, Mrs. Sarah D. Cooper, the testator left \$2.60 to the First Universalist Missionary Society for its industrial school, to be paid upon the probate of the Will.

To his wife, Mrs. Sarah D. Cooper, the testator left \$2.60 to the First Universalist Missionary Society for its industrial school, to be paid upon the probate of the Church of the Churc

give the animal to him. He insisted, "ADMIRAL" JOHN KENLON the reason he did not leave the capital of The and asked for the Bon. After Head of City's Fire Fleet Crok- rendy had adequate means of her own. er's Temporary Successor.

pending the choice of a successor, has been | Lucretia Jarvis, a sister of the testator, brownish-yellow bundle of feline roy- in the Fire Department since April 2, 1887. receives \$15,000. The remainder of the sharled and spat and scratched at During that period he gained much fame as estate is to be divided among fourteen the approached him, until Gen- a fire fighter, and has many rescues to his nieces and nephews of the testator. "Give him to me; I have credit. Only last July he won a medal by ver yet seen an animal who wouldn't be personal heroism at a pler fire. He is fifty-lendly with me." Sure enough, the cub one years old, Irish, and a fighter all the

Chauffeur Tried to Cross Tracks Ahead hold a master's certificate in navigation.

Moses Lee, were instantly killed when a lasks shore express train struck Gorton's in August, 1910, Deputy Chief Kenion acted as chief of the department. He assumed to have seen the train approaching, but to have seen that he had a chance to cross the tracks of the absence of the chief of the department. He assumed to the tracks of the tracks of the chief of the department of the tracks of the chief of the department. He assumed to the tracks of the tracks of the chief of the department of the tracks of the department of the tracks of the chief of the department of the tracks of the chief of the department of the tracks of the chief of the department of the tracks of the chief of the department of the tracks of the chief of the department of the tracks of the chief of the department of the tracks of the chief of the department of the tracks of the tracks of the chief of the department of the tracks o i ment during the month of August the chief the exchange.

Chief Kenlon has been known as "Adof the city's fleet of fire boats. He has distinguished himself at many waterfront fires, and his fearlessness and unwillingne to ask his men to do anything that he would not himself attempt, have made him where a lirge number of employes are one of the most popular ranking officers engaged a compulsory fire drill shall be of the department.

CROKER'S CAREER AS CHIEF Had to Fight to Retain His Office

Many Times. The career of Edward F. Croker as chief of the City of New York has been by tions of the Fire and Buildings departno means a path of primroses. At its very ments. outset he found himself compelled to fight outset he found himself compelled to fight for his right to the office, and more than We recommend that all stairways removed from his command for more than structed shall be extended to the roof a year, when Thomas Sturgts was Fire that time, as at every other, he managed an average of one person for one in some way to rise above the difficulties which beset him and to retain his hold on him to resign of his own free will

Not only in the office of chief of the uniformed force, but also in the lesser grades axe be placed at each exit doe which led up to it, was Croker the object of more or less invidious criticism and poscs. envy. It was said that he owed his appointment to the department on June 22. dent of the Board of Coroners, addressed 1884, to the fact that he was the nephew of the jury after the verdicts to take effect at 8 Richard Croker. When, forty-seven days after he put on the blue shirt, he received a care," he said, "and your work has been position was held to be confirmed. His a great benefit to the public. I only appointment as foreman hardly more than hope and trust that the careful considera year and a half later left little doubt in ation you have given this matter will be most minds that Tammany Hall was be- of avail and will not be slurred over as

this short space were not the only ones empowered to retire him at any pension dissatisfied with the situation. During his he chose, so long as it was not less first few months in command of a com-The name of the detective who for rour than half of the annual pay. By fixing pany it was said that he gained the hearty dinates. He was rough with his men al- had to face. most to the point of brutality. But gradually they learned that he would not ask ship on various boards. With the next himself, and they discovered that his pense you. chief the pay will go back to \$7,000 a roughness was an inspiration when the

> ferred upon him. In 1809 the retirement Chief Croker Commissioner Waldo an- pointment was made permanent, in spite to the jury, which was then discharged its surprise he passed it with a rating of more than 37 per cent.

Finally settled in the seat of power at Committee on Fire Safety

the line against them by the Supreme Court to be beyond the sal, and in February, 1994, obtained a verdict from the Appellate Division reinstat-

Fr. Ackerman declared that either strangu- Waldo, and a year ago the two men did In the spring of 1910 he returned unexpectedly from a trip to Chicago, when he back of the head might have caused. In his official statement issued after was learned that Deputy Chief Lally, head the announcement of his retirement of the Brooklyn and Queens branch of the Chief Croker said.

the residue to his wife was that she al-

John Fleming receives \$5,000 "as a mark of appreciation of his faithful devotion to John Kenlon, "who will succeed Chief my interests"; two sons of a friend receive mis," which was brought up from its den Croker, upon his retirement, as acting chief 12.000 as "a token of friendship," and Mrs.

The St. Nicholas Society of Nassau Isl-

the general stroked his embryonic mane. the Greenwich Village section. Four years the Brooklyn Club last night. A ticket sockles next telephoned to the ago he was made a battalion chief in presented by a nominating committee was won-Parlaghy, who is at the charge of the 19th Battalion, which includinterest Lwoff-Parlaghy, who is at the charge of the 19th Battailon, which includes Hotel, telling her to come to the order post haste. She did so, and the beart is a graceful little speech made a present of the animal.

RAIN HITS AUTO: TWO DIE

RAIN HITS AUTO: TWO DIE

RAIN Tried to Cross Tracks Ahead hold a master's certificate in navigation.

Battalion Chief Kenion was the only appli- COTTON EXCHANGE NOMINATORS.

cant who could so qualify, and he was The following members of the New York Cotton Exchange nominating committee to choose candidates Moses Lee, were instantly killed when a While Chief Croker was on his vacation for the annual election in June: Henry

cotinued from first page

established under a system to be ap-

proved by the Fire Department.

For Semi-Annual Inspection We recommend that a system of inpurposes a intervals not exceeding six onths shall be established, to insure conformity with the laws and regula-

We recommend extended use of auto-

once since then he has seemed on the verge the top flors of all buildings used for of being forced out. Once, in fact, he was manufacturing purposes hereafter con-We recommend the requirements that Commissioner under Mayor Low. But at in all buildings where there are more be posted rules to be followed in case (the department until the time came for fire, and that a copy of such rules shall We further recommend that a sultable

buildings used for manufacturing pur-

"You have been selected with great "I know of no other jury that could

compare with your body in educational facilities that have made you particularly fitted to discuss the problem you "I regret the annoyance and inconven-

ience which you suffered, and I am sorry of them anything which he would not do that the law does not allow me to recom-"As president of the Board of Coro-

ers, gentlemen, I thank you. Foreman Conover then arose thanked Coroner Feinberg and Assistf Chief Bonner opened up the opportunity ant District Attorney Robert H. Rubin, of the homicide bureau of the District acting chief. A few months later the ap- Attorney's office, for the courtesy shown

TO ORGANIZE TO-DAY

Have Salaried Head

board of directors of the Committee sident of the New York Association city's fires seemed to get fought just about present, including Eugene A. Philbin, who sioner Waldo said that Deputy Chief as well as when Hugh Bonner used to lead was chairman of the mass meeting in the Metropolitan Opera House on April 2. board of directors will be were one by one laid up against Chief the directors will proceed at once to select Commissioner a president, vice-president and other offi

greatly surprised. It was also said at power of the Commissioner, detailed counts be paid sufficiently well to give the comwas found guilty after trial. With John ble man. The board of directors will meet J. Delany as his counsel, he fought dismis- only once each quarter, but the executive both avenue station committee will confer at least once a arraigned this morning before City Judge month, and as much offener as may be Mahon. necessary or desirable. The executive offi- viously directed that the ball bond be fixed

also receive salaries.

John A. Kingsbury, of the Committee on tion would get down to business in the matter of fire protection as soon as the board of directors was selected. R. Fulton Cutting has told the committee that he will be responsible for immediate expenses of to finance the equipment of the new systhe organization up to \$10,000. By this is tem, the latter not to be guaranteed, not meant that Mr. Cutting offers to give however, that sum, but that he will underwrite the and sinking fund charges on the bonds

that extent. The Ben Greet Players announce that speare at Carnegie Hall next Saturday, the shared equally by the city and the comthey will give two performances of Shakeproceeds to go to some such fund as will pany. be needed by the Committee on Safety. which will be dependent on contributions to arry on its work. "As You Like It" will immer Night's Dream" in the evening. Mr. Kingsbury was much surprised last night to learn of the resignation of Fire Chief Croker, and said that no negotiations had been under way between Mr. Croker and the Committee on Safety.

NO INDICTMENT IN SHAW CASE

Estate Filed Supplementary Inventory Showing \$500,000 More Taxes.

Boston, April 17.-No indictment was found by the Suffolk County Grand Jury against any person in connection with the Stevens in the Superior Criminal Court late | triborough system. to-day. The fury was excused until May. When the trustees of the Shaw estate flied a supplementary inventory of the es-\$500,000 more of taxes was due the city than was shown by the original inventory was taken up by city officials and the additional taxes were paid into the city treasury. A demand was made for an investisponsibility for the failure of the original inventory to disclose the full value of the estate, and the grand tury is understood to

BARRETT'S HEARING TO-DAY

Tombs Police Court.

Harry H. Barrett, the accountant and ormer employe of Aaron Bancroft, who which \$65,000 were returned, will have a hearing to-day in the Tombs police court. released vesterday on \$5,000 bail. The poce are now looking for the sixth man in public, but who was present in the Hotel lines, probably would be settled at the O'Reilly, the lawyer also under indictment. and the two ex-convicts who robbed Ban-

man and that the only times he saw Barrett was prior to the robbery, on March 2. 1911, and several weeks afterward in his

to six parts, each of those present receiving \$533 as his share. One of the ex-conricts took the extra sixth, saying it was statement containing all of the sug-

ENGINEER OF EXPRESS HELD.

of New Jersey's Lakewood express, which County Judge Atwater had pre-

Next would come the interest undertaking for improved fire protection to issued by the city for the construction the new subway lines. Thereafter, It is proposed, the profits should be

The company stands ready to operate be presented at the matinee and "A Mid- any extensions of this system which the city may desire to make, and would ask for a guarantee only in case it did not, pany's offer will not repre approve of the extensions as a money ten-cent fare without guarantee, but would ask a guarantee in case the city wanted to make the fare either to Richtween any part of Brooklyn. Coney Jal- Benjarly high." settlement of the Quincy A. Shaw estate, and excepted, and the furthest point ording to a statement made by Judge in The Bronx touched by the propored

As has been printed, the Interborough officials sta: 1 off their negotiations with the city's representatives in the spirit of not being willing to make any Borough President further concessions. McAneny and others at once made it clear that unless they were willing to consider radical modifications the conferences might as well be ended. Every point in the problem was considered mortality of which was 35 per cent. without the city's representatives taking any final answer from the Interborough on any of the propositions. However, when the Interborough officials intimated that they would withdraw their offer in case any part of Broadway should be granted to the Brooklyn Rapid NAVY YARD MAKES A RECORD Former Cashier Will Appear in the Transit Company the officials were told that they had no right to dictate what streets should or should not be given to another company so long as they had

no offer covering the same streets. President McAneny said last night that the remaining details of the Brook-Frank J. Plass, upon whose information lyn Rapid Transit Company's proposition, those in connection with the conditions under which the company would Brighton Beach and South Brooklyn conference to-day. All that will be left will be to hear what the Interborough is, tons. willing to do in the way of concessions, roft divided the \$5,000 received for return- It is hoped that the final report to the Board of Estimate will be ready for the meeting next week

in the case of the Interborough company," said President McAneny, "will be that we will present to that company a gested modifications of its offer, both those which were made originally by and Apportionment and those which have been worked out in the course of tion the present conferences. The Interborwhat it will do on each of these points.

ture. If the representatives of the In-100, so Hartman waived examination purpose think it necessary to lay the

immediately so that we their final reply at the earliest moment. "It is the plan of the Board of Estimate committee to embody in its a statement of what the Brooklyn Rapid result of the negotiations and also embody the suggested modifications of

"The committee will then make recom mendations as to what it believes will be in the interest of the city and will sup port its recommendations by a review of

the evidence which it has taken. "I'ntil the committee has received th final answer of the Interborough com mined officially upon other, but it may be stated emphatically that its action on the Interborough comcession whatever from the making proposition. It would be willing the principles made after its conferences to operate a tunnel to Richmond for a with the directors of the interborough

marked in a newspaper editorial, now mond or Coney Island five cents. Ar- that the Brooklyn Rapid Transit offer rangements would be made for a central has developed into such a compreh-ntransfer point to all parts of Brooklyn. sive and lively scheme of competition, if near Flatbush avenue and Fulton street. the Interborough wants to get anything This would mean a five-cent fare be- it must bid high and qquickly, and par-

MENINGITIS FROM GREECE

Three Cases Are Landed on Swinburne

Island. The Greek steamship Athinai brought to port vesterday from Patras three cases of rebro-spins! meningitis. This makes a total of thirty-five cases brought here from said last night that there had been eigh /y eases detained at Quarantine this year, the

patients from the Athtial were lan fed. The strainship also had three suspictous cases of cerebro-spinal meningitis and two cases

Strip Turrets and Change Guns on the Connecticut in One Week.

Record work in removing the 12-inch in the forward and after battleship Commecticut has been made by the workmen in the navy yard. It was thought that twelve or fourteen days would surrender its perpetual franchises on the it required only a week. What the task means may be figured out when it is known that the guns weig's close to sixty-five tons each, the faces of the turrets about thirty tons each, and the tops about thirty-five

> All this metal, as well as the heavy gear replaced and adjusted, and the fact that the work was done so quickly and without slightest hitch has workmen feel that the Norfolk yard people have a "stunt" ahead of them which will e a hard one to equal when they under take a similar job on the battleship Louisiana.

The Manufacturers' Association of New York held its antiual election of officers in the members of the Board of Estimate its rooms, at Court and Montague streets. Tomkins, of the Dock Department, gave ough will be asked to indicate exactly talk on proposed improvements of the Port of New York. The following officers were "There will be no delay at this junc- (elected for the ensuing year: John M. Peters, president; Martin H. Day, first vice president; former Controller Herman A terborough whom we call back for this Metz, second vice-president, and James F Bendernagel, Fred C. Cocheu, William T the board of directors | Donnelly, Edward B. Jordan, B. D. Moord of But in Robert J. MacFarland and Louis H. Voge



SPRING RECREATION

Everybody loves the sports and recreation of outdoor life, because they give health and strength to the body and furnish most agreeable amusement to the mind. Every man has his favorite pastime and participates in the game or sport which gives him the most pleasure.

It does not matter which game you play or what kind of recreation you like best, whether it is boat racing, horse racing, automobile racing, playing polo, golf or baseball, you will always find a bottle of Ruppert's Knickerbocker the most welcome beverage at them all. It does not only quench the thirst but drives away fatigue and aids the pores in their excremental discharge.

JACOB RUPPERT'S KNICKERBOCKER BEER

"The beer that satisfies"

has won PUBLIC FAVORITISM AND PATRONAGE, which is the greatest reward that can be given. There are reasons for this public sentiment and unanimous approval.

Knickerbocker Beer wins because there is no product too good that money can buy that is not used in its malting and brewing, because the brewery is equipped with the most modern machinery and operated by as skillful men as can be found, and because every drop of beer is pasteurized and automatically conveyed from glass tanks to glass bottles untouched by human handling. Perfect brewing-pure beer-perfect bottling. In hotels, cases and restaurants, and by dealers everywhere. On draught at first class places

Bottled at the BREWERY



